

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re U.S. Patent Application of

JACOBSON, James D., et al.

Application No. 10/040,887

Confirmation No. 8858

Filing Date: January 7, 2002

For: INFUSION SYSTEM

Group Art Unit: 3763

Examiner: Mark Han

AMENDMENT TRANSMITTAL

MAIL STOP NON-FEE AMENDMENT

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

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X Transmitted herewith is an Amendment in the above-identified Application.

X No additional fee is required, as shown below:

					Small Entity		Other Than Small Entity	
	Claims Remaining After Amendment	Highest Number Previously Paid For	Present Extra		Rate	Additional Fee	Rate	Additional Fee
Total	41	- 73	= 0		x \$ 9	-0-	x \$ 18	-0-
Independent	10	- 17	= 0		x \$ 43	-0-	x \$ 86	-0-
First Presentation of Multiple Dependent Claims					x \$145	-0-	x \$290	-0-
TOTAL ADDITIONAL FEE					\$-0-			

Commissioner for Patents
Application Serial No.10/040,887
Attorney Docket No. EIP-5784 (1417G P 657)
Page 2

The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 23-0280. A duplicate copy of this sheet is attached.

X Any filing fees under 37 C.F.R. 1.16 for the presentation of extra Claims.

X Any patent application processing fees under 37 C.F.R. 1.17.

Respectfully submitted,

Date: February 26, 2004

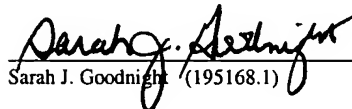
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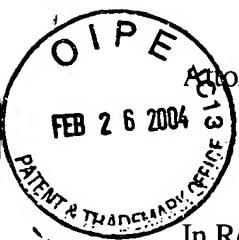
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Date of Deposit: February 26, 2004

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. § 1.10 on the date indicated above and is addressed to: Mail Stop NON-FEE AMENDMENT, Commissioner for Patents, PO Box 1450, Alexandria, VA 22313-1450.


Sarah J. Goodnight (195168.1)



Attorney Docket No. EIP-5784 (1417G P 657)

#16/9
PATENT 3-26

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AMENDMENT AND REPLY TO NOVEMBER 26, 2003
OFFICE ACTION IN ACCORDANCE WITH 37 C.F.R. 1.111

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Dear Sir:

This is in response to the Office Action mailed November 26, 2003. A shortened statutory period of three months has been set for response, making this Reply due on February 26, 2004. Therefore, the filing of this Reply is considered timely. Reconsideration of the referenced application, including all pending claims, is respectfully requested in light of the amendments and the remarks set forth below and in the accompanying substitute specification.

This Amendment and Reply is being submitted in a form which complies with revised 37 C.F.R. 1.121. Accordingly, all pending claims are identified by number and appropriate status identifier.